

Remark:

Claims 1-24 were pending. Claims 1 and 3 have been amended without prejudice. Claims 2 and 6 have been canceled without prejudice. Applicant reserves the right to file one or more continuation or divisional patent applications including any of the claims in their originally filed form or variations thereof. No claims have been added. Hence, claims 1, 3 – 5, and 7 – 24 remain pending.

Rejections under 35 U.S.C. § 103(a)

Claims 1, 4, and 5 stand rejected under 35 U.S.C. §103(a) as purportedly being unpatentable over Doshi et al. (Overview of INDT – A new Tool for Next Generation Network Design) (Doshi) in view of Benmohamed et al. (U.S. Pat. No. 6,240,463) (Benmohamed) in further view of Huotari et al. (U.S. Pat. Pub. No. 2002/0004935) (Huotari). Applicant disagrees with these rejections; however, to expedite prosecution, Applicant has amended claim 1 to include subject matter from now canceled claim 2, which the Office action indicates would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claims.

As such, Applicant believes claim 1 is in condition for allowance. In addition, claims 4 and 5 depend from claim 1, and are therefore believed to be in condition for allowance.

Allowable Subject Matter

The Office action indicates that claims 7 – 24 are allowed. The Office action also indicates and that claims 2, 3, and 6 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claims.

The limitations of claim 2 have been incorporated into claim 1, thereby rewriting claim 2 in independent form including all the limitations of the base claims and any intervening claims. Therefore, claim 1 is believed to be allowable. Claims 2 and 6 have been canceled. Because claim 3 depends from claim 1, claim 3 is believed to be allowable for at least the same reasons as claim 1.

Conclusion

This Amendment and the foregoing remarks fully respond to the Office Action mailed on August 7, 2006. Applicant requests that the objections to claim 3 and the rejections of claims 1, 4 and 5 be withdrawn. All remaining pending claims are believed to be in condition for allowance and such allowance is requested.

Should the Examiner have any remaining questions or concerns, she is encouraged to contact the undersigned attorney by telephone (303-447-7739) to expeditiously resolve such concerns. The fee for a one month time extension is included with this response. Please charge any additional fees or credit overpayments to Deposit Account No. 06-0029.

Dated: December 7, 2006

Respectfully submitted,

/Damon A. Rieth/
Damon A. Rieth
Registration No. 52,167
Attorney for Applicant
Customer No. 35657